

**AMENDMENT**

Please amend the application without prejudice, without admission, without surrender of subject matter, and without any intention of creating any estoppel as to equivalents.

**In the Claims**

1. (Currently amended) An isolated bacteriocidal ~~antibacterial~~ protein ~~obtainable obtained~~ from *Streptococcus salivarius* strain K12 on deposit at Deutsche Sammlung von Mikroorganismen Und Zellkulturen GmbH, Braunschweig, Germany, accession number DSM 13084, having ~~the following properties:~~

a) — a molecular mass of approximately 2733 Da, as determined by ion-spray mass spectrometry, and an N-terminal amino acid sequence represented by SEQ ID NO: 1, ~~or~~

b) — ~~an antibacterial variant of the antibacterial protein, which variant has greater than 80% amino acid sequence identity with said protein.~~

2. (Cancelled)

3. (Allowed) An isolated antibacterial protein having the amino acid sequence of SEQ ID NO: 3.

4. (Currently amended) An isolated bacteriocidal ~~antibacterial~~ protein which has an amino acid sequence which differs from the sequence of SEQ ID NO: 3 by the insertion, deletion or substitution of from one to three amino acids.

5. (Cancelled)

6. (Currently amended) ~~[[A]]~~The protein as claimed in any one of claims 1, 3 or 4, ~~claim 5~~ which is bacteriocidal with respect to *Streptococcus pyogenes*.

7. (Currently amended) An antibacterial composition which includes ~~[[a]]~~the protein as claimed in any one of claims 1, 3, 4 or 6 ~~to 6 or an organism which can express a protein as claimed in any one of claims 1 to 6.~~

8. (Currently amended) A therapeutic formulation which comprises:

(i) — ~~at~~the protein as claimed in any one of claims 1, 3, 4 or 6, ~~6;~~ ~~or~~

(ii) — ~~an organism which can express a protein as claimed in any one of claims~~

~~1-6,~~

in combination with a diluent, carrier and/or excipient.

9. (Cancelled)

10. (Cancelled)